

1 SIXTH DISTRICT APPELLATE PROGRAM

2 DALLAS SACHER  
3 Assistant Director  
State Bar #100175  
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Santa Clara, CA 95050  
(408) 241-6171

E-filing

5 Attorneys for Petitioner,  
6 Milan Paul Pakes

7 IN THE UNITED STATES DISTRICT COURT  
8 FOR THE NORTHERN DISTRICT OF CALIFORNIA  
9

10 MILAN PAUL PAKES,

11 Petitioner,

12 vs.

13 JAMES A. YATES, WARDEN,

14 Respondent.

NO. C04-5294VRW (EMC)

ORDER TO PRODUCE PETITIONER  
FROM STATE PRISON

15 AND 12  
Date: December 11, 2006  
Time: 9:30 a.m.  
Courtroom: C

16 WHEREAS the plaintiff in the action herein, Milan Paul Pakes, California Department  
of Corrections and Rehabilitation identification number J-30733, is currently in the custody  
17 of the warden of Pleasant Valley State Prison at Coalinga, California located at 24863 West  
18 Jayne Avenue, Coalinga, California 93210, telephone number (559) 935-4900.

19 AND 12  
20 WHEREAS hearing of this matter is set for December 11, 2006 at 9:30 a.m. to be heard  
at the United States District Court, 450 Golden Gate Avenue, San Francisco, California, in  
21 Magistrate Judge Edward Chen's courtroom, courtroom C, and

22 WHEREAS plaintiff is a necessary and indispensable party in the action herein; and

23 WHEREAS this court has jurisdiction over the plaintiff in this matter;

24 IT IS HEREBY ORDERED that the Warden of Pleasant Valley State Prison and the  
25 Director of the California Department of Corrections and Rehabilitation shall produce Mr.  
26 Pakes to the above named court and courtroom, in San Francisco, California, on December 11,  
27 2006 at 9:30 a.m. for hearing of this matter, for purposes of giving testimony, hearing the  
28 AND 12

1 testimony of other witnesses presented at the hearing, and any other lawful purpose as a  
2 plaintiff is given in a hearing on a petition for writ of habeas corpus. The warden and director  
3 shall produce Mr. Pakes each day of the hearing, beginning at 9:30 a.m. until the hearing is  
4 completed.

5 IT IS SO ORDERED

6 Dated: November 22, 2006



7 MAGISTRATE JUDGE EDWARD M. CHEN

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## PROOF OF SERVICE

I declare that I am over the age of 18, not a party to this action and my business address is 100 N. Winchester Blvd., Suite 310, Santa Clara, California 95050. On the date shown below, I served the within ***ORDER TO PRODUCE PETITIONER FROM STATE PRISON*** to the following parties hereinafter named by:

X Placing a true copy thereof, enclosed in a sealed envelope with postage thereon fully prepaid, in the United States mail at Santa Clara, California, addressed as follows:

Pamela Critchfield, Esq.  
Office of the Attorney General  
455 Golden Gate Avenue  
Suite 11,000  
San Francisco, CA 94102-7004

I declare under penalty of perjury the foregoing is true and correct. Executed this 20<sup>th</sup> day of November, 2006, at Santa Clara, California.

Priscilla A. O'Hara

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